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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: WEBSTER, K.

Application No.: 10/624,880

Examiner:

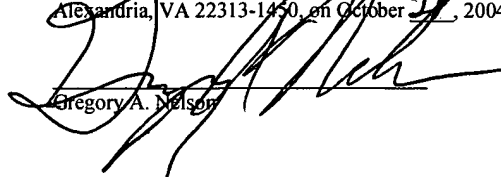
Date Filed: July 22, 2003

Group: 1635

For: PREVENTING ISCHEMIA-INDUCED CELL DAMAGE

CERTIFICATE UNDER 37 CFR 1.8(a)

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Gregory A. Nelson

Mail Stop Amendment
Commissioner for Patents
Post Office Box 1450
Alexandria, VA 22313-1450

Date: October 27, 2004

INFORMATION DISCLOSURE STATEMENT

Sir:

Pursuant to the Duty to Disclose under 37 C.F.R. §1.56, Applicant hereby discloses information that may be relevant to the Examiner's consideration of the above-identified application and the patentability of its claims.

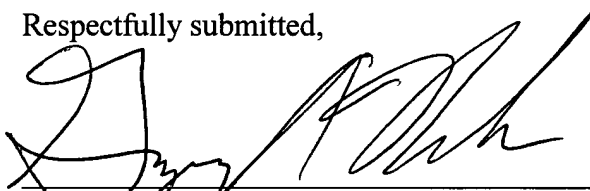
In accordance with Rules 56, 97, and 98 of the Rules of Practice in Patent Cases (37 C.F.R. §§ 1.56, 1.97, and 1.98), Forms PTO/SB/08A&B of references cited therein are submitted for consideration by the Examiner. While the references provided in this Information Disclosure Statement may be material to patentability pursuant to 37 C.F.R. § 1.56, it is not intended to constitute an admission that any reference referred to herein is prior art for this invention unless specially designated as such. Also, in accordance with 37 C.F.R. §1.97(g), the filing of this

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Application No.: 10/624,880
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DAMAGE

Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 C.F.R. § 1.56(a) exists.

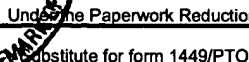
This Information Disclosure Statement is being filed before the issuance of a first office action on the merits of the application (37 C.F.R. 1.97(b)(3)); therefore, no fee is believed to be due. However, if any fee is due, the Commissioner is authorized to charge any such fee and any additional fees due or credit any overpayment to Deposit Account No. 50-0951.

Respectfully submitted,



Gregory A. Nelson, Reg. No. 30,577
AKERMAN SENTERFITT
222 Lakeview Avenue, Suite 400
West Palm Beach, FL 33401
Telephone: (561) 653-5000
Facsimile: (561) 659-6313

Docket No. 7230-4



Approved for use through 07/31/2006. OMB 0651-0031
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(Use as many sheets as necessary)

Sheet	1	of	1
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Application Number	10/624,880
Filing Date	07/22/2003
First Named Inventor	Webster
Art Unit	1635
Examiner Name	
Attorney Docket Number	7230-4

[illegible]

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ⁶
		Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)				
		WO 02/02743	01/10/2002	Kohn		

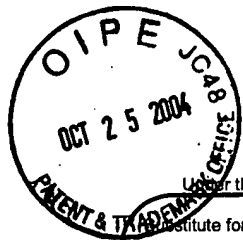
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**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

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Application Number	10/624,880
Filing Date	07/22/2003
First Named Inventor	Webster
Art Unit	1635
Examiner Name	
Attorney Docket Number	7230-4

Sheet	1	of	1
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NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
		MIZUTANI et al., "A Zinc-finger Protein, PLAGL2, Induces the Expression of a Proapoptotic Protein Nip3, Leading to Cellular Apoptosis," The Journal of Biological Chemistry 227:15851-15858, 2002.	
		KUBASIAK et al., "Hypoxia and Acidosis Activate Cardiac Myocyte Death Through the BCL-2 Family Protein BNIP3," Proceedings of the National Academy of Sciences of the United States of America 99:12825-12830, 2002.	
		KOTHARI et al., "BNIP3 Plays a Role in Hypoxic Cell Death in Human Epithelial Cells That is Inhibited by Growth Factors EGF and IGF," Oncogene 22:4734-4744, 2003.	
		LEE et al., "Identification of the Hypoxia-Inducible Factor 1 alpha-Responsive HGTD-P Gene as a Mediator in the Mitochondrial Apoptotic Pathway," Molecular and Cellular Biology 24:3918-3927, 2004.	

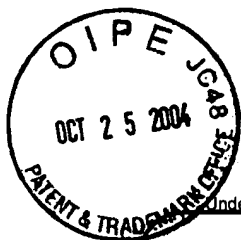
Examiner Signature		Date Considered	
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¹ Applicant's unique citation designation number (optional). ² Applicant is to place a check mark here if English language Translation is attached.

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**TRANSMITTAL
FORM**

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Total Number of Pages in This Submission

Application Number
10/624,880Filing Date
07/22/2003First Named Inventor
WebsterArt Unit
1635

Examiner Name

Attorney Docket Number
7230-4**ENCLOSURES (Check all that apply)**

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
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<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	5 References; 1 Postcard
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Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	AKERMAN SENTERFITT		
Signature			
Printed name	Gregory A. Nelson		
Date	October 21, 2004	Reg. No.	30,577

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Signature			
Typed or printed name	Gregory A. Nelson	Date	October 21, 2004

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